

CLASSIFICATION OFFICE DECISION

Title of publication: 7D1A557B5EC0F2C1

Other known title(s): Not stated

OFLC ref: 2000221.031

Medium: Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 09 September 2020

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 09 September 2020

Summary of reasons for decision:

The image file is a computer-generated image depicting sexual activity. The Classification Office has considered whether the subjects present as young persons and has concluded that their age cannot be determined with any degree of certainty. This is partly due to the small size of the image, which limits detail. Very little of their bodies are visible and there is little evidence to suggest they are young persons. Nevertheless, the image's unrestricted availability is likely to be injurious to the public good. Society perceives there is harm in children and young persons being exposed to sexually explicit material before they are developmentally ready to process it. The availability of the publication is therefore restricted to those aged 18 and over. While this restriction limits the right to freedom of expression as provided by the New Zealand Bill of Rights Act 1990, it is a reasonable restriction in the interest of preventing injury to the public good.